

EXHIBIT 4

From: Peterson, Ashley P. <APeterson@mcguirewoods.com>
Sent: Monday, March 23, 2020 2:25 PM
To: Cooper, Massie P.; Justus, J. Brent; Noonan, Jeanne E.; Hatch, Benjamin L.; Dougherty, V. Kathleen; Gollogly, Krystal Lynne; Wingfield, Alan D.; Lacy, Michael E.; Lynch, John C.; Flowers, Elizabeth Spain; Knudsen, Kathleen M.; mmccarroll@redgravellp.com; jchapman@cwm-law.com; wrsnow@cwm-law.com; ddavenport@cwm-law.com; dhartnett@cwm-law.com; tara.reinhart@skadden.com; john.thornburgh@skadden.com; thomas.gentry@skadden.com; Stephanie Hunter; Armond Joyner; Stone, Jana K.
Subject: [WARNING: UNSCANNABLE EXTRACTION FAILED]RE: CSXT, et al v. NS, et al - Discovery Deficiencies
Attachments: CSX v. NS Privilege Log by CSXT 20200323.xlsx

EXTERNAL SENDER

All,

The production described in CSXT's March 20 letter can be downloaded at the link below, and an updated privilege log is attached. The password to access the production and log will be sent separately.

<https://mcguirewoods.sharefile.com/d-s2a8ba1d5fc140159>

Please let me know if you run into any issues with the files. Once you've had a chance to review, let us know when you would like to meet and confer.

Best regards,
Ashley

Ashley P. Peterson

McGuireWoods LLP

T: +1 804 775 1190 | M: +1 804 201 6953

From: Cooper, Massie P. <Massie.Cooper@troutman.com>
Sent: Monday, March 23, 2020 9:13 AM
To: Justus, J. Brent <bjustus@mcguirewoods.com>; Peterson, Ashley P. <APeterson@mcguirewoods.com>; Noonan, Jeanne E. <jnoonan@mcguirewoods.com>; Hatch, Benjamin L. <BHatch@mcguirewoods.com>; Dougherty, V. Kathleen <vkdougherty@mcguirewoods.com>; Gollogly, Krystal Lynne <KGollogly@mcguirewoods.com>; Wingfield, Alan D. <Alan.Wingfield@troutman.com>; Lacy, Michael E. <Michael.Lacy@troutman.com>; Lynch, John C. <john.lynch@troutman.com>; Flowers, Elizabeth Spain <Liz.Flowers@troutman.com>; Knudsen, Kathleen M. <Kathleen.Knudsen@troutman.com>; mmccarroll@redgravellp.com; jchapman@cwm-law.com; wrsnow@cwm-law.com; ddavenport@cwm-law.com; dhartnett@cwm-law.com; tara.reinhart@skadden.com; john.thornburgh@skadden.com; thomas.gentry@skadden.com; Stephanie Hunter <shunter@cwm-law.com>; Armond Joyner <ajoyner@cwm-law.com>
Subject: RE: CSXT, et al v. NS, et al - Discovery Deficiencies

****EXTERNAL EMAIL; use caution with links and attachments****

Brent,

We are in agreement to postpone the meet and confer. We look forward to hearing a specific time for production this afternoon or tomorrow morning.

Massie

Massie P. Cooper

troutman sanders

Direct: 804.697.1392

massie.cooper@troutman.com

From: Justus, J. Brent <bjustus@mcguirewoods.com>

Sent: Monday, March 23, 2020 9:06 AM

To: Peterson, Ashley P. <APeterson@mcguirewoods.com>; Cooper, Massie P. <Massie.Cooper@troutman.com>; Noonan, Jeanne E. <jnoonan@mcguirewoods.com>; Hatch, Benjamin L. <BHatch@mcguirewoods.com>; Dougherty, V. Kathleen <vk dougherty@mcguirewoods.com>; Gollogly, Krystal Lynne <KGollogly@mcguirewoods.com>; Wingfield, Alan D. <Alan.Wingfield@troutman.com>; Lacy, Michael E. <Michael.Lacy@troutman.com>; Lynch, John C. <john.lynch@troutman.com>; Flowers, Elizabeth Spain <Liz.Flowers@troutman.com>; Knudsen, Kathleen M. <Kathleen.Knudsen@troutman.com>; mmccarroll@redgravellp.com; jchapman@cwm-law.com; wrsnow@cwm-law.com; ddavenport@cwm-law.com; dhartnett@cwm-law.com; tara.reinhart@skadden.com; john.thornburgh@skadden.com; thomas.gentry@skadden.com; Stephanie Hunter <shunter@cwm-law.com>; Armond Joyner <ajoyner@cwm-law.com>

Subject: RE: CSXT, et al v. NS, et al - Discovery Deficiencies

EXTERNAL SENDER

All,

As noted in our Friday letter, we hope to produce by early this week some of the documents that were identified by NS either with more limited redactions or as not privileged, along with a privilege log for the redacted documents identified by NS. We do not, however, anticipate producing those materials before our scheduled meet-and-confer today at noon.

In light of this, I propose postponing today's meet-and-confer until after we have produced these documents and the privilege log. We hope to provide a more precise estimate of when you can expect these materials either by the end of the day today or early tomorrow, at which point we can reschedule the meet-and-confer.

Best regards,
Brent

From: Peterson, Ashley P. <APeterson@mcguirewoods.com>

Sent: Friday, March 20, 2020 4:01 PM

To: Cooper, Massie P. <Massie.Cooper@troutman.com>; Noonan, Jeanne E. <jnoonan@mcguirewoods.com>; Hatch, Benjamin L. <BHatch@mcguirewoods.com>; Dougherty, V. Kathleen <vk dougherty@mcguirewoods.com>; Justus, J. Brent <bjustus@mcguirewoods.com>; Gollogly, Krystal Lynne <KGollogly@mcguirewoods.com>; Wingfield, Alan D. <Alan.Wingfield@troutman.com>; Lacy, Michael E. <Michael.Lacy@troutman.com>; Lynch, John C. <john.lynch@troutman.com>; Flowers, Elizabeth Spain <Liz.Flowers@troutman.com>; Knudsen, Kathleen M. <Kathleen.Knudsen@troutman.com>; mmccarroll@redgravellp.com; jchapman@cwm-law.com; wrsnow@cwm-law.com; ddavenport@cwm-law.com; dhartnett@cwm-law.com; tara.reinhart@skadden.com; john.thornburgh@skadden.com; thomas.gentry@skadden.com; Stephanie Hunter <shunter@cwm-law.com>; Armond

Joyner <ajoyner@cwm-law.com>

Subject: RE: CSXT, et al v. NS, et al - Discovery Deficiencies

Counsel,

Please see attached.

Best regards,

Ashley

Ashley P. Peterson

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From: Cooper, Massie P. <Massie.Cooper@troutman.com>

Sent: Tuesday, March 10, 2020 8:11 PM

To: Noonan, Jeanne E. <jnoonan@mcguirewoods.com>; Peterson, Ashley P. <APeterson@mcguirewoods.com>; Hatch, Benjamin L. <BHatch@mcguirewoods.com>; Dougherty, Vera Kathleen <vk dougherty@mcguirewoods.com>; Justus, J. Brent <bjustus@mcguirewoods.com>; Gollogly, Krystal Lynne <KGollogly@mcguirewoods.com>; Wingfield, Alan D. <Alan.Wingfield@troutman.com>; Lacy, Michael E. <Michael.Lacy@troutman.com>; Lynch, John C. <john.lynch@troutman.com>; Flowers, Elizabeth Spain <Liz.Flowers@troutman.com>; Knudsen, Kathleen M. <Kathleen.Knudsen@troutman.com>; mmccarroll@redgravellp.com; ichapman@cwm-law.com; wrsnow@cwm-law.com; ddavenport@cwm-law.com; dhartnett@cwm-law.com; wespivey@kaufcan.com; cjbelote@kaufcan.com; tara.reinhart@skadden.com; john.thornburgh@skadden.com; thomas.gentry@skadden.com; Stephanie Hunter <shunter@cwm-law.com>; Armond Joyner <ajoyner@cwm-law.com>

Subject: CSXT, et al v. NS, et al - Discovery Deficiencies

****EXTERNAL EMAIL; use caution with links and attachments****

Please see the attached correspondence.

Massie P. Cooper

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CFS Law Monitor

A HIGHER COMMITMENT TO CLIENT CARE

Effective April 1, 2020, Troutman Sanders will combine with Pepper Hamilton to become Troutman Pepper Hamilton Sanders LLP (Troutman Pepper). My email address and phone number will remain unchanged following the combination. The new Troutman Pepper will offer expanded capabilities and practice strengths while continuing to deliver powerful solutions to clients' legal and business issues with a hallmark focus on client care.

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